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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Taggart, Tomas D.

Examiner: Tawfik, Sameh

Serial No.: 09/871,078

Art Unit: 3721

Filed: 05/31/2001

For: **METHOD AND APPARATUS FOR ASEPTIC PACKAGING**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

BRIEF OF APPELLANT

This Appeal Brief, pursuant to the Notice of Appeal filed January 4, 2005, is an appeal from the rejection of the Examiner dated November 18, 2004.

REAL PARTY IN INTEREST

Steuben Foods, Incorporated is the real party in interest.

RELATED APPEALS AND INTERFERENCES

None.

STATUS OF CLAIMS

Claims 20, 22-39, 41-51, 53-64 and 67-73 are currently pending. Claims 22-34, 48-51, 53-62, 64 and 73 are withdrawn from consideration. Claims 45-47 are allowed. Claims 20, 35-39, 41-44, 63 and 67-72 are rejected. This Brief is in support of an appeal from the rejection of

09/871,078

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